

**UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS**

Steven B. Pollack and Blue Eco Legal Council,	)	
	)	
	)	
Plaintiffs,	)	Case Number: 08-cv-320
	)	Assigned Judge: Guzman
v.	)	Magistrate Judge: Brown
	)	
United States Department of Justice,	)	
United States Coast Guard,	)	CWA, RCRA, CERCLA, AND
United States Navy,	)	PUBLIC NUISANCE FTCA CASE
United States Marines, and	)	
United States Department of Defense,	)	
	)	
Defendants.	)	

**MOTION FOR PRELIMINARY INJUNCTION AND  
FOR PRELIMINARY MANDATORY INJUNCTION**

Plaintiffs ask this Court to issue a preliminary injunction under Rule 65 of the Federal Rules of Civil Procedure to prevent irreparable harm to Plaintiffs by enjoining the Defendants from discharging any additional lead munitions into Lake Michigan or other navigable waters without a Clean Water Act discharge permit.

Plaintiffs also ask this Court to issue a preliminary mandatory injunction under Rule 65 of the Federal Rules of Civil Procedure and authorized by the Solid Waste Disposal Act (RCRA) to prevent irreparable harm to Plaintiffs by ordering the Defendants to conduct a wide area preliminary assessment of Defendants' accumulated lead munitions in Lake Michigan, which pose imminent and substantial endangerment to human health and the environment.

Plaintiffs additionally ask this Court to grant the above motions without a bond requirement or at most a nominal bond.

Respectfully submitted,

s/ Steven B. Pollack  
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